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As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled *Current Control Technique* the specification of which

☐ is attached hereto.

☒ was filed on August 27, 1998 as
Application Serial No. 09/141,675
and was amended on _____ (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

(Number)

(Country)

(Date Filed)

Yes ☐ No ☐

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

I hereby claim benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

60/073,353
(Application Serial No.)

August 29, 1997
(Filing Date)

60/057,400
(Application Serial No.)

February 2, 1998
(Filing Date)

Direct all telephone calls to William S. Galliani at (650) 494-8700. Address all correspondence to:

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
4 Embarcadero Center, Suite 3400
San Francisco, California 94111-4187

File No. A-66205/WSG

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or
first inventor:

Billy Wayne Garrett, Jr.

Inventor's signature:

Billy Wayne Garrett, Jr.

Date:

November 5, 1998

Residence:

928 Wright Avenue, No. 405, Mountain View, CA 94043

Citizenship:

USA

Post Office Address:

928 Wright Avenue, No. 405

Mountain View, CA 94043

Full name of second
inventor, if any

John B. Dillon

Inventor's signature:

Date:

Residence:

177 Monroe Drive, Palo Alto, CA 94036

Citizenship:

USA

Post Office Address:

177 Monroe Drive

Palo Alto, CA 94036

Full name of third joint
inventor, if any

Michael Tak-Kei Ching

Inventor's signature:

Michael Ching

Date:

Nov. 5, 98

Residence:

1283 Vicente Drive, No. 209, Sunnyvale, CA 94086

Citizenship:

USA

Post Office Address:

1283 Vicente Drive, No. 209

Sunnyvale, CA 94086

Full name of fourth joint
inventor, if any

William F. Stonecypher

Inventor's signature:

William F. Stonecypher

Date:

Nov. 8, 1998

Residence:

1574 Willowbrook Drive, San Jose, CA 95118

Citizenship:

USA

Post Office Address:

1574 Willowbrook Drive

San Jose, CA 95118

Full name of fifth joint
inventor, if any

Andy Peng-Pui Chan

Inventor's signature:

Andy Peng-Pui Chan

Date:

November 3, 1998

Residence:

2968 Tantallon Court, San Jose, CA 95132

Citizenship:

USA

Post Office Address:

2968 Tantallon Court

San Jose, CA 95132

Full name of sixth joint
inventor, if any

Matthew M. Griffin

Inventor's signature:

Matthew M. Griffin

Date:

4/3/98

Residence:

360 Apricot Lane, Mountain View, CA 94043

Citizenship:

USA

Post Office Address:

360 Apricot Lane

Mountain View, CA 94043

DECLARATION FOR PATENT APPLICATION
BY AN ADMINISTRATOR(ATRIX), EXECUTOR(ATRIX)
OR LEGAL REPRESENTATIVE/S



I Nancy David Dillon hereby declare that:

My residence, post office address and citizenship are as stated below next to my name and that I am the,

_____ administrator of the estate of:
☒ executor(atrix) of the last will and testament of:
_____ legal representative/s of:

John B. Dillon, deceased, late citizen of USA, and a resident of Palo Alto, California, and that I verify upon information and belief believe that said deceased to be

_____ the original, first, and sole inventor
☒ an original, joint inventor

of the subject matter which is claimed and for which a patent is sought on the invention entitled Current Control Technique, the specification of which

_____ is attached hereto.
☒ was filed on August 27, 1998 as U.S. Application No. 09/141,675
or PCT International Application No. _____
and was amended on _____
(if applicable)

That I do not know and do not believe upon information and belief that the same was ever known or used in the United States of America before the invention thereof by said deceased and his co-inventors, if any, or patented or described in a printed publication in any country before said invention thereof, or more than one year prior to the filing of the application for patent thereon, or in public use or on sale in the United States of America more than one year prior to the filing of the application for patent thereon; that said invention has not been patented or made the subject of an inventor's certificate issued before the date of the filing of the application for patent thereon in any country foreign to the United States of America on an application filed by said deceased or his legal representative or assignee more than twelve months prior to this application; that I acknowledge my duty to disclose information that I am aware of which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56, and as to applications for patents or inventor's certificates on the invention filed in any country foreign to the United States of America prior to this application by said deceased or his legal representative or assignee,

_____ no such applications have been filed, or
☒ such applications have been filed as follows:

Prior Foreign Application(s)

Priority Claimed

(Number)

(Country)

(Date Filed)

Yes [] No []

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Patent Office all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u> </u> (Application Serial No.)	<u> </u> (Filing Date)	<u> </u> (Status) (patented, pending, abandoned)
<u> </u> (Application Serial No.)	<u> </u> (Filing Date)	<u> </u> (Status) (patented, pending, abandoned)

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

<u>60/057,400</u> (Application Serial No.)	<u>August 29, 1997</u> (Filing Date)
<u>60/073,353</u> (Application Serial No.)	<u>February 2, 1998</u> (Filing Date)

Direct all telephone calls to William S. Galliani at (650) 494-8700; address all correspondence to:

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
4 Embarcadero Center, Suite 3400
San Francisco, California 94111-4187

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Proof of my authority to act on behalf of the deceased inventor

 x is submitted herewith, or
 is unavailable at present, but will be submitted prior to issuance of any patent granted on said application.

Full name of Administrator(trix), Executor(trix) or Legal Representative/s:

Nancy David Dillon

Administrator(trix)'s, Executor(trix)'s or Legal Representative/s' signature:

Nancy David Dillon

Date: 10/27/98

Residence: Marshall, Virginia

Citizenship: USA

Post Office Address: P.O. Box 89
Orlean, VA 20128

Title 37, Code of Federal Regulations, Section 1.56
Duty to Disclose Information Material to Patentability

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) Prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) The closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) It establishes, by itself or in combination with other information, a *prima facie* case of unpatentability of a claim; or
- (2) It refutes, or is inconsistent with, a position the applicant takes

in:

- (i) Opposing an argument of unpatentability relied on by the Office, or
- (ii) Asserting an argument of patentability.

A *prima facie* case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent or inventor.